

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

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Civil Action No.: 04-10497-NMG

U.S. DISTRICT COURT  
DISTRICT OF MASS

DAVID DEITZEL )  
Plaintiff, )  
vs. )  
BOSTON AND MAINE CORPORATION and )  
GUILFORD TRANSPORTATION )  
INDUSTRIES, INC. )  
Defendants . )

NOTICE OF SPECIAL APPEARANCE

**TO THE CLERK OF THE ABOVE NAMED COURT:**

Please enter my special appearance as attorney for the Defendants, Boston & Maine Corporation and Guilford Transportation Industries, Inc., in the above-entitled matter for matters only relating to the Motion to Remove Default and a Stipulation of Dismissal.

The defendants,  
Boston & Maine Corporation and Guilford  
Transportation Industries, Inc.

By their attorney,

  
John L. O'Brien, Jr., Esq.

BBO# 375885

O'Brien & von Rosenvinge, P.C.

27 Mica Lane, Suite 202

Wellesley, MA 02481

(781) 239-9988

DATED: 10/14/04  
Spcl Appr NMG2

CERTIFICATE OF SERVICE

I, John J. O'Brien, Jr., attorney for the defendants, hereby certify that on this day I forwarded a true copy of the Notice of Special Appearance by first class mail, postage pre-paid, to the following counsel of record:

Ronald M. Davids, Esq.  
40 Washington Street - Suite 250  
Wellesley, MA 02481  
(781) 416-5066  
BBO # 115110

Samuel J. Rosenthal, Esq.  
Rudolph V. De George, II, Esq.  
Barish Law Offices, P. C.  
1601 Cherry Street  
Three Parkway - 13<sup>th</sup> Floor  
Philadelphia, PA 19102

DATED: 10/14/04

  
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John J. O'Brien, Jr.